

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

WALGREEN CO.; ECKERD CORPORATION;
THE KROGER CO.; and MAXI DRUG, INC.,

SUMMONS IN A CIVIL CASE

v.

CASE NUMBER: 05 - 404

ABBOTT LABORATORIES; FOURNIER
INDUSTRIE ET SANTÉ; and
LABORATORIES FOURNIER S.A.,

TO: ABBOTT LABORATORIES
100 Abbott Park Road
Abbott Park, IL 60064
By serving: The Corporation Trust Co.
Corporation Trust Center, 1209 Orange Street
Wilmington, DE 19801
Telephone: 302-658-7581

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFFS'
ATTORNEY:

Elizabeth M. McGeever, Esq.
PRICKETT, JONES & ELLIOT
1310 King Street
Wilmington, Delaware 19801
Telephone: (302) 888-6500

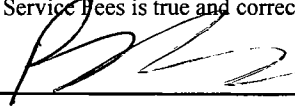
an answer to the complaint which is herewith served upon you, within **twenty (20)** days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK


BY DEPUTY CLERK

6/16/05
DATE

RETURN OF SERVICE		
Service of the Summons and complaint was made by me(I)	DATE 6/16/05	
NAME OF SERVER (PJNT) BARRY EVELAND	TITLE SPECIAL PROCESS SERVER	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. <input type="checkbox"/> Name of person with whom the summons and complaint were left: _____ <input type="checkbox"/> Returned unexecuted: _____ <input checked="" type="checkbox"/> Other (specify): SERVED: ABBOTT LABORATORIES C/O CT 1209 ORANGE ST. WILMINGTON, DE COPIES THEREOF WERE ACCEPTED BY BRIAN PENROD		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>6/16/05</u> _____ Date</p> <div style="text-align: center; margin-top: 20px;">  _____ Signature of Server BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 WILMINGTON, DE 19899-1360 302- 475-2600 </div>		